

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 TIMOTHY O'NEAL BULLOCK,

4 Plaintiff

Case No. 3:25-cv-00323-MMD-CSD

ORDER

5 v.

6 WARDEN BREITENBACH, et al.,

7 Defendants
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11 On June 27, 2025, *pro se* plaintiff Timothy O'Neal Bullock, an inmate in the custody
12 of the Nevada Department of Corrections who is housed at Lovelock Correctional Center
13 ("LCC"), submitted a motion for an ADA violation and did not file an application to proceed
14 *in forma pauperis* ("IFP") or pay the full \$405 filing fee for a civil action. (See ECF Nos. 1,
15 1-1). Plaintiff's initiating document does not constitute a complaint. The Court will grant
16 Plaintiff an extension of time to submit a complaint and either pay the full \$405 filing fee
17 or file a fully complete application to proceed *in forma pauperis* by an inmate at LCC.

18 **I. DISCUSSION**

19 **A. Plaintiff must submit a signed complaint to the Court.**

20 "A civil action is commenced by filing a complaint with the court." Fed. R. Civ. P.
21 3. "A civil-rights complaint filed by a person who is not represented by an attorney must
22 be submitted on the form provided by this court or must be legible and contain
23 substantially all the information called for by the court's form." Nev. LSR 2-1. The
24 complaint must be signed personally by the unrepresented party. Fed. R. Civ. P. 11(a).

25 Plaintiff's initiating motion is not a complaint because it does not contain
26 substantially all the information called for by the Court's form. If Plaintiff wishes to proceed
27 with this action, Plaintiff must file a complaint that complies with LSR 2-1. Plaintiff should
28 file the complaint on this Court's approved civil-rights form.

1 **B. Plaintiff must either pay the filing fee or file an IFP application.**

2 This Court must collect filing fees from parties initiating civil actions. 28 U.S.C.
3 § 1914(a). As of December 1, 2023, the fee for filing a civil-rights action is \$405, which
4 includes the \$350 filing fee and the \$55 administrative fee. See 28 U.S.C. § 1914(b). “Any
5 person who is unable to prepay the fees in a civil case may apply to the court for leave to
6 proceed *in forma pauperis*.” Nev. LSR 1-1. Effective April 14, 2025, LCC inmates filing
7 lawsuits in the U.S. District Court for the District of Nevada are directed to apply for *in*
8 *forma pauperis* status using the form titled “Application to Proceed *In Forma Pauperis* by
9 an Inmate at Northern Nevada Correctional Center or Lovelock Correctional Center.”

10 **II. CONCLUSION**

11 It is therefore ordered that Plaintiff has until **August 1, 2025**, to submit a complaint
12 to this Court.

13 It is further ordered that Plaintiff has until **August 1, 2025**, to either pay the full
14 \$405 filing fee or file a fully complete application to proceed *in forma pauperis*, which is
15 pages 1–3 of the Court’s approved form for inmates at LCC.

16 Plaintiff is cautioned that this action will be subject to dismissal without prejudice if
17 Plaintiff fails to timely comply with this order. A dismissal without prejudice allows Plaintiff
18 to refile the case with the Court, under a new case number, when Plaintiff can file a
19 complaint and either pay the filing fee or properly apply for *in forma pauperis* status.

20 The Clerk of the Court is directed to send Plaintiff (1) the approved form for filing
21 a 42 U.S.C. § 1983 complaint and instructions for the same; (2) a copy of his motion (ECF
22 No. 1-1); and (3) an application to proceed *in forma pauperis* by an inmate at NNCC or
23 LCC and instructions for the same.

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25 DATED: July 2, 2025.

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27 UNITED STATES MAGISTRATE JUDGE
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